

Chief, Finance Division

21 February 1950

Assistant General Counsel for Covert Affairs

Annual Leave

OGC HAS REVIEWED.

25X1A

1. Reference is made to Dispatch [] dated 14 January 1950. That dispatch pointed out that the Treasury Department had changed its leave regulations for overseas employees to coincide with those of the Foreign Service. You request information concerning such a policy and what authority was necessary.

2. The original leave provisions for Government employees are set out in Section 30 of Title 5 of the United States Code. That law was originally approved in 1893 and provided that the head of a department may grant thirty days' annual leave with pay in any one year to an employee. In 1932 Congress passed a law providing that no employee who receives annual leave with pay shall be granted such leave in excess of fifteen days in any one year. There was a proviso in that act that such reduction would not apply to officers holding official station outside the continental limits of the United States. In 1936 the current leave act was passed providing for twenty-six days of annual leave. However, the Leave Act of 1936 contained a saving clause which provided that the new provisions should not prevent the continuance of any existing leave differential obtaining for the benefit of employees stationed outside the continental limits of the United States. In effect, therefore, while employees in the United States were authorized twenty-six days, those employees stationed abroad were authorized to receive thirty days of leave, exclusive of holidays, during the period of service abroad.

25X1A

3. It would appear that [] has reference to this authority. However, it should be kept in mind that in some cases a Treasury Department employee may be integrated into the Foreign Service for a period of time and under such circumstances would receive the same leave benefits as other Foreign Service employees. If [] is referring to the former, the only authority necessary would be administrative regulations of the Treasury Department.

25X1A

25X1A

25X1A

Encl

25X1A

Disp. []

cc: Subject
Chrono

CONFIDENTIAL

MISSING PAGE

ORIGINAL DOCUMENT MISSING PAGE(S):

End